

## **SANPETE COUNTY COMMISSION MEETING**

**September 18, 2012, 2:00 P.M.**

Sanpete County Courthouse, 160 North Main, Room 101, Manti, Utah

Present are: Commission Chair Claudia Jarrett and Commissioner Spencer Cox, County Attorney Brody Keisel, and County Clerk Sandy Neill. Bryon Glathar is present from the media. Commissioner Steve Frischknecht is excused.

Meeting is called to order by Commission Chair Claudia Jarrett.

### **CLAIMS**

Auditor Ilene Roth is present. Motion is made by Commissioner Cox to approve payment of claims #329284 through #329403. The motion is seconded by Commissioner Jarrett, and the motion passes.

### **DESIGNATION OF TITLE III FUNDS FOR SECURE RURAL SCHOOLS**

The state wants to know what we've already done with the funding for Secure Rural Schools. We are declaring 8% to Forest and 7% to Title III. We expect the additional year funding to be around \$58,555.00. We plan to use \$17,566.50 for Search and Rescue reimbursement to the County for paid volunteer man hours, mileage, and equipment use. The sum of \$40,988.50 will be used for Fire Wise Projects. The plans have all been completed. These projects include but are not limited to education and implementation of CWPPs and projects identified by Sanpete County. Of the remaining funds for 2008 - 2011, \$32,180.77 is in the plans budget, of that \$10,300.00 will be paid to Len Stoll, leaving \$21,880.77. The balance in planning plus \$127,558.00 is to be committed for projects. Search and Rescue will receive \$2,616.66 of the original 2008 -2011 funds. Motion is made by Commissioner Jarrett to designate the above amounts to go for the Title III money for Search and Rescue and projects of the 2012 money as stated; unexpended money from the previous years the balance in Search and Rescue will remain in Search and Rescue and the balance in planning will go towards projects. The motion is seconded by Commissioner Cox, and the motion passes.

### **APPROVAL AND ADOPTION OF POLICY FOR TAX SETTLEMENT OR DEFERRALS OF DELINQUENT PROPERTY TAXES**

Motion is made by Commissioner Cox to approve the policy for tax settlement or deferrals of delinquent property taxes. The motion is seconded by Commissioner Jarrett, and the motion passes. (The new policy is attached to these minutes.)

### **APPOINTMENT OF BOARD OF ADJUSTMENT MEMBERS**

Steve Anderson resigned from the Board of Adjustments after serving since September of 1993. Judy Zumwalt moved out the county. Motion is made by Commissioner Cox to appoint Lee Holmstead to fill Steve Anderson's position, and to appoint Nathan Palmer to fill Judy Zumwalt's position on the Board of Adjustments. The motion is seconded by Commissioner Jarrett, and the motion passes.

### **APPOINTMENT OF PLANNING COMMISSION MEMBERS**

Steve Anderson resigned from the Planning Commission after serving since January of 2006. Motion is made by Commissioner Cox to appoint Nathan Palmer to replace Steve Anderson on the Planning Commission, to serve until September 17, 2016. The motion is seconded by Commissioner Jarrett, and the motion passes. Mr Palmer is takes his oath of office for both positions.

**APPOINTMENT OF A WEED BOARD MEMBER**

Motion is made by Commissioner Cox to appoint Jennie Nielson to the weed board. The motion is seconded by Commissioner Jarrett, and the motion passes.

**APPROVAL OF UTAH STATE LIBRARY MEMORANDUM OF AGREEMENT**

This matter is tabled until Commissioner Frischknecht is back.

**KATHLEEN OTTOSON: FINAL APPROVAL OF THE ARROWPINE HEIGHTS SUBDIVISION ON S 7284x4 (A 1 LOT MINOR SUBDIVISION)**

Scott Olsen is present. This was previously tabled for litigation on the property. The claim on the property has been released. Motion is made by Commissioner Cox to approve the Arrowpine Heights subdivision. The motion is seconded by Commissioner Jarrett, and the motion passes.

**APPROVAL OF MEMORANDUM OF AGREEMENT WITH ROBERT K. WEIDNER**

This matter is tabled.

**APPROVAL OF A RIGHT OF WAY AGREEMENT FOR DARLENE HOLM TO INSTALL A POWER LINE ON BIG HOLLOW ROAD**

Darlene Holm appears by phone. This request is to bring power to a single home. Motion is made by Commissioner Cox to approve the right of way for Darlene Holm to install a power line on Big Hollow Road. The motion is seconded by Commissioner Jarrett, and the motion passes.

**DISCUSSION OF A FEE SCHEDULE FOR MASS ELECTRONIC TAX ROLL INFORMATION REQUESTS**

This matter is tabled.

**UPDATE ON SANPETE EWP 2012 PROJECTS: AWARD AND PROGRESS OF EPHRAIM DEBRIS BASIN CLEANING; UPDATE ON WOOD HOLLOW FIRE EWP: AWARD AND PROGRESS OF EMERGENCY MEASURES**

Garrick Willden is present. The EWP for 2012 includes Dover Road, Gunnison, Manti, Ephraim, and Moroni. The Dover Road is on hold. The designs for Manti, Ephraim, and Gunnison are ready for advertising for bids. The Moroni site is a diversion structure. Another phase will be for the Dover Road. The Ephraim site and Mayfield site are almost completed. Motion is made by Commission Cox to award the contracts for Mayfield and Ephraim to Kirk Jackson and Mel Clark. The motion is seconded by Commissioner Jarrett, and the motion passes. Jones and Demille invite the Commission to meet with them on the progress of the Dover Road. A public meeting will be held later. An operation and maintenance document needs to be completed to plan what will happen over the next several years to maintain the projects. This will be placed on an agenda when it is ready. Ephraim site forms will be approved by Ephraim City, and also signed by Commission (not on an agenda). DWR is contracting the seeding and chaining through a bidding process for the Wood Hollow Fire. This will start in October. DWR's contribution of seed and chaining should take care of the County's 25% match for NRCS. After the seed is flown, the remaining seed may be made available for property owners. Flooding in Wood Hollow: looking at berms around homes, cleaning out trees and debris in channel, and putting in 2 culverts (SSD will purchase), and debris basins in the watershed to take some of the water. Motion is made by Commissioner Cox to approve John Bailey and Wes Ivory as contractors for this work. The motion is seconded by Commissioner Jarrett, and the motion passes. Concrete jersey barriers have been donated to the County, and will be placed around the Faser's house to protect from future flooding.

### **DISCUSSION OF STATUS OF SEVIER RIVER FLOODING PROBLEM**

Dick Bona, Brice Roberts, and Deloyd Lund are present. Garrick Willden explains they are fine tuning the model, and will hold a public hearing to review in October. They have several ideas to present. Brice Robert's flume will be included in this project.

### **APPROVAL OF MEMORANDUM OF UNDERSTANDING FOR THE TRANSWEST EXPRESS TRANSMISSION LINE PROJECT**

Motion is made by Commissioner Cox to approve the memorandum of understanding for the Transwest Express Transmission Line project. The motion is seconded by Commissioner Jarrett, and the motion passes.

### **APPROVAL OF MINUTES**

Motion is made by Commissioner Cox to approve the minutes from September 4, 2012 with no corrections. The motion is seconded by Commissioner Jarrett, and the motion passes.

### **PUBLIC LANDS ADMINISTRATION - EMERY COUNTY: DISCUSSION OF EMERY COUNTY LAND USE LEGISLATION**

Ray Petersen and Commissioner JR Nelson from Emery County are present. The Washington County land use bill was passed in 2008. At the time, it was the first land use plan that passed with Southern Utah Wilderness Alliance (SUWA) opposing it. Emery County turned to the lands council to see if there was any support from stakeholders to do the same in Emery County. The time seemed to be right to deal with this. Emery County determined that there will be some wilderness areas in the county. Emery County produces a pretty good amount of coal. Wilderness study areas are mandated by congress. Management guidelines set up by congress state that grazing cannot be eliminated from wilderness areas if it existed prior to the designation. They want to protect heritage areas so they aren't impaired. 100,000 acres of SITLA property is located within the county. SITLA recommended that they consider trading some of the property. They are asking that the legislature pass a concurrent resolution in support of this. They believe this is a federal land use issue, but would like the state be on board for the proposal. Sanpete County does not have any areas that are designated as wilderness areas. They don't want the trade of property in Emery to lead towards extending the wilderness areas into Sanpete County.

Motion is made by Commissioner Cox to go into executive session to discuss pending or reasonably imminent litigation. The motion is seconded by Commissioner Jarrett, and the motion passes.

### **EXECUTIVE SESSION**

Motion is made by Commissioner Cox to go out of executive session. The motion is seconded by Commissioner Jarrett, and the motion passes. No action was necessary due to this executive session.

Motion is made by Commissioner Cox to adjourn. The motion is seconded by Commissioner Jarrett, and the motion passes.

The meeting is adjourned at 4:30 P.M.

ATTEST: *Sandy Neill*  
Sandy Neill  
Sanpete County Clerk

APPROVED: *Claudia Jarrett*  
Claudia Jarrett  
Commission Chair